

ORIGINAL IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

§

§ Criminal No. 1:CR-00-105

-vs-

§

RONNIE PEPPERS

§ Judge Sylvia H. Rambo

§

EXHIBIT (A) TO PETITIONER'S RESPONSE TO
GOVERNMENT'S RESPONSE TO PETITIONER'S
MOTION UNDER 28 USC § 2255 TO VACATE,
SET ASIDE, OR CORRECT SENTENCE.

FILED
HARRISBURG, PA

DEC 12 2005

CLERK OF COURT
Per: [Signature]
Deputy Clerk

AND NOW comes the petitioner, Ronnie Peppers, pro se, and files this Exhibit , Affidavit of Richard S. Garvey, that was inadvertently omitted from petitioner's response dated December 6th, 2005.

Respectfully Submitted,

[Signature]
Ronnie Peppers, FX-6952
Petitioner, Pro Se
175 Progress Drive
Waynesburg, Pa., 15370

Date: December 7th, 2005

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	
	:	Criminal No. 1:00-CR-00105
v.	:	
	:	Judge Sylvia H. Rambo
RONNIE PEPPERS	:	

AFFIDAVIT OF RICHARD S. GARVEY

AND NOW comes the affiant, Richard S. Garvey, who swears that the following is true and correct to the best of his information and belief:

1. I, Richard S. Garvey, am an investigator employed by the Office of the Federal Public Defender for the Middle District of Pennsylvania.
2. On December 18, 2002, I interviewed Harrisburg Police Officer Christine Belinda.
3. At the beginning of the interview, I identified myself as a Federal Public Defender Investigator, and informed Officer Belinda that I was conducting an investigation in the case of United States v. Ronnie Peppers.
4. I asked Officer Belinda whether the Pennsylvania Department of Transportation provided the Harrisburg Bureau of Police with notice of the dates on which new car license plate sequences would be released.

5. Officer Belinda stated that she was not aware that any such information was provided by the Pennsylvania Department of Transportation to the Harrisburg Bureau of Police.

6. Officer Belinda indicated that her decision to stop defendant's vehicle was based upon observations made in the course of her duties as a Harrisburg Police Officer.

7. Specifically, Officer Belinda stated that "for some reason, Harrisburg has a lot of new tags in the city," and that her comparison of the "BAZ" tag with new tags then appearing led her to suspect that the temporary registration on the Buick had expired.

8. Officer Belinda further indicated that her suspicion regarding an expired temporary registration was based upon her initial police training and/or her subsequent police field training.

Date: 3/12/2003

Richard S. Garvey
Richard S. Garvey


Sworn and subscribed to before me this 12 day of March, 2003.

Cheryl A. Richard

CERTIFICATE OF SERVICE

I, Ronnie Peppers, Petitioner, pro se, do hereby certify that on date I served a copy of EXHIBIT (A) TO PETITIONER'S RESPONSE TO GOVERNMENT'S RESPONSE TO PETITIONER'S MOTION UNDER 28 USC § 2255 TO VACATE, SET ASIDE, OR CORRECT SENTENCE upon the person and at the address set forth below by placing same in the United States Mail, First Class, postage prepaid, with a certificate of mailing attached in the Institution Mailbox at SCI-Greene, 175 Progress Drive, Waynesburg, Pennsylvania, which service satisfies the requirements of the Prisoner Mailbox Act (Houston v. Lack, 108 S.Ct. 2379):

Christy H. Fawcett, Esquire
United States Attorney's Office
Federal Building, Room 217
228 Walnut Street
Harrisburg, Pa., 17108


Ronnie Peppers, FX-6952
Petitioner, Pro Se
175 Progress Drive
Waynesburg, Pa., 15370

Date Mailed: DECEMBER 7th, 2005

RONNIE PEPPERS FX-6952

175 Progress Drive
Waynesburg, PA., 15370

**INMATE MAIL
PA DEPT
OF CORRECTIONS**



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Federal Building
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Harrisburg, Pa., 17108

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